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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO	
10/682,085	10/10/2003	Chih-Hsiung Lin	FP9790 9197		
7590 09/13/2005		EXAMINER			
LEONG C. LEI			DATSKOVSKIY, MICHAEL V		
1867 YGNACIO VALLEY ROAD WALNUT CREEK, CA 94598			ART UNIT	PAPER NUMBER	
			2835		

DATE MAILED: 09/13/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary		Application No.		Applicant(s)				
		10/682,085		LIN, CHIH-HSIUNG				
		Examiner		Art Unit				
		Michael V. Datskov		2835				
The MAILING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply								
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 2 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER; FROM THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication. - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication. - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).								
Status				·	•			
1)🖂	Responsive to communication(s) filed on 10 C	October 2003.						
2a) <u></u> □	This action is FINAL . 2b) ☐ This	s action is FINAL . 2b) This action is non-final.						
3)□	Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under <i>Ex parte Quayle</i> , 1935 C.D. 11, 453 O.G. 213.							
Disposition of Claims								
4)⊠	4)⊠ Claim(s) <u>1 and 2</u> is/are pending in the application.							
· ·	4a) Of the above claim(s) is/are withdrawn from consideration.							
	5) Claim(s) is/are allowed.							
	Claim(s) is/are rejected.							
7)🛛	Claim(s) <u>1 and 2</u> is/are objected to.							
8)□	Claim(s) are subject to restriction and/o	r election requirem	ent.					
Applicati	on Papers							
9)🛛	The specification is objected to by the Examine	er.						
10)⊠ The drawing(s) filed on 10 October 2003 is/are: a)⊠ accepted or b) objected to by the Examiner.								
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).								
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).								
11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.								
Priority u	ınder 35 U.S.C. § 119							
12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of:								
	1. Certified copies of the priority documents have been received.							
2. Certified copies of the priority documents have been received in Application No								
3. Copies of the certified copies of the priority documents have been received in this National Stage								
application from the International Bureau (PCT Rule 17.2(a)).								
* See the attached detailed Office action for a list of the certified copies not received.								
Attachma-	Wa\							
Attachment(s) 1) Notice of References Cited (PTO-892) 4) Interview Summary (PTO-413)								
2) D Notic	e of Draftsperson's Patent Drawing Review (PTO-948)	te						
	nation Disclosure Statement(s) (PTO-1449 or PTO/SB/08) r No(s)/Mail Date		otice of Informal Pa ther:	itent Application (PTC)-152)			

Application/Control Number: 10/682,085

Art Unit: 2835

1. This application is in condition for allowance except for the following formal matters:

a. A substitute specification and the claims are required pursuant to 37 CFR
 1.125(a) because they appear to be a literal translation into English from a foreign
 document and are replete with grammatical and idiomatic errors.

Page 2

b. Claim 2 is objected to under 37 CFR 1.75 as being a substantial duplicate of claim 1. When two claims in an application are duplicates or else are so close in content that they both cover the same thing, despite a slight difference in wording, it is proper after allowing one claim to object to the other as being a substantial duplicate of the allowed claim. See MPEP § 706.03(k).

Allowable Subject Matter

- 2. Claim 1 would be allowable if rewritten or amended to overcome the objection to its translation, set forth in this Office action.
- 3. Claim 2 would be allowable if rewritten to overcome the objections, set forth in this Office action and to include all of the limitations of the base claim.
- 4. The following is a statement of reasons for the indication of allowable subject matter: The claims 1-2 are allowable over the prior art of record for at least the reason that the prior art fails to teach or suggest a palm-size game protection case comprising: an upper lid; a lower lid, wherein a main unit of the palm-size game is sandwiched in between them; and wherein: said main palm-size game unit comprises two buckling holes on each of a front side and a rear side; said lower lid comprises: two locking catches on each of its front end and rear end to engage respective buckling holes on

Application/Control Number: 10/682,085 Page 3

Art Unit: 2835

the main game unit; and a pair of rails each provided on a side of the lower lid; and wherein the upper lid comprising corresponding tracks for sliding in respective rails of the lower lid.

Conclusion

- 5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure: Hino (US Patent 6,313,982); Lai et al (US Patent 6,757,161); Lammers-Meis et al (US Patent 6,819,549); Kim et al (US Patent 6,239,968); Richardson (US Patent 6,646,864) and Makamura et al (JP08046363).
- 6. Prosecution on the merits is closed in accordance with the practice under *Ex* parte Quayle, 1935 C.D. 11, 453 O.G. 213.
- 7. A shortened statutory period for reply to this action is set to expire **TWO**MONTHS from the mailing date of this letter.
- 8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Michael V. Datskovskiy whose telephone number is (571) 272-2040. The examiner can normally be reached on 8-4:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lynn Feild can be reached on (571) 272-2092. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 2835

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

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Michael V Datskovskiy Primary Examiner Art Unit 2835

09/09/2005